



# Town Council Agenda Report

**SUBJECT:** Resolution

**CONTACT PERSON/NUMBER** Dan Oyler, Assistant Manager Public Works 797-1240

**TITLE OF AGENDA ITEM:** A RESOLUTION OF THE TOWN OF DAVIE, FLORIDA, AUTHORIZING THE APPROPRIATE TOWN OFFICIALS TO ENTER INTO AN AGREEMENT WITH THE FLORIDA DEPARTMENT OF TRANSPORTATION FOR TRAFFIC WAYS BEAUTIFICATION IMPROVEMENTS TO FLAMINGO ROAD MEDIANS FROM ORANGE DRIVE TO S.W. 36 COURT AND FROM STATE ROAD 84 TO S.W. 14 STREET WITHIN THE TOWN OF DAVIE AND AUTHORIZING THE APPROPRIATE TOWN OFFICIALS TO ACKNOWLEDGE SUCH APPROVAL BY AFFIXING THEIR SIGNATURES TO SUCH DOCUMENT.

**REPORT IN BRIEF:** The Town applied for, and received a Broward Beautiful Grant for this project. The attached agreement, amends the previous maintenance agreement for Flamingo Road.

**PREVIOUS ACTIONS:** Grant approval R-99-182, maintenance agreement R 97-285

**CONCURRENCES:** not applicable

**FISCAL IMPACT:**

Has request been budgeted? yes

If yes, expected cost \$200,000.00

Account Name: Right-of-Way Maintenance - Landscape Grant Expense \$60,000

Right-of-Way Maintenance - Landscaping \$40,000.

Additional Comments: Town advance of \$100,000 reimbursement amount from FDOT.

**RECOMMENDATION(S):** Motion to approve the Resolution

**Attachment(s):** Resolution, Agreement

RESOLUTION \_\_\_\_\_

A RESOLUTION OF THE TOWN OF DAVIE, FLORIDA, AUTHORIZING THE APPROPRIATE TOWN OFFICIALS TO ENTER INTO AN AMENDED AGREEMENT WITH THE FLORIDA DEPARTMENT OF TRANSPORTATION FOR TRAFFIC WAYS BEAUTIFICATION IMPROVEMENTS TO FLAMINGO ROAD MEDIANS FROM ORANGE DRIVE TO S.W. 36 COURT AND FROM STATE ROAD 84 TO S.W. 14 STREET WITHIN THE TOWN OF DAVIE AND AUTHORIZING THE APPROPRIATE TOWN OFFICIALS TO ACKNOWLEDGE SUCH APPROVAL BY AFFIXING THEIR SIGNATURES TO SUCH DOCUMENT.

WHEREAS, the Town Council previously approved an agreement under Resolution No. R-97-285, for Traffic ways Beautification Improvements for Flamingo Road from State Road 84 to Orange Drive; and

WHEREAS, The Town of Davie has received a grant for the State Thoroughfare Beautification Grant Program to enhance the appearance of the Flamingo Road corridor through the matching grant program; and

WHEREAS, the attached agreement amends the original maintenance agreement approved under Resolution No. R-97-285 to provide for additional landscaping and irrigation; and

WHEREAS, it is considered in the best interest of the Town of Davie, Florida, to enter into an amended maintenance agreement with the Florida Department of Transportation providing for Traffic ways Beautification Improvements for Flamingo Road; and

WHEREAS, the Town desires to authorize execution of said agreement, attached hereto as Exhibit "A".

NOW, THEREFORE, BE IT RESOLVED BY THE TOWN COUNCIL OF THE TOWN OF DAVIE, FLORIDA.

SECTION 1. The Town Council of the Town of Davie authorizes the appropriate Town officials to execute the agreement with the Florida Department of Transportation, a copy of which is attached hereto as Exhibit "A".

SECTION 2. This resolution shall take effect immediately upon its passage and adoption.

PASSED AND ADOPTED THIS \_\_\_\_\_ DAY OF \_\_\_\_\_, 2000.

\_\_\_\_\_  
MAYOR/COUNCIL MEMBER

ATTEST:

\_\_\_\_\_  
TOWN CLERK

APPROVED THIS \_\_\_\_\_ DAY OF \_\_\_\_\_, 2000.

DISTRICT FOUR (4)  
AMENDMENT TO HIGHWAY BEAUTIFICATION AND MAINTENANCE  
MEMORANDUM AGREEMENT  
DSF - MAINTENANCE

This is an Amendment to the Agreement made and entered into on August 20, 1997 by and between the State of Florida Department of Transportation hereinafter called the "Department" and Town of Davie, a municipal corporation of the State of Florida, located in Broward County, existing under the laws of Florida, hereinafter call the "Agency".

WITNESSETH

WHEREAS, the parties entered into the Agreement for the purpose of providing funding for a landscape project and identify the AGENCY'S responsibility for the future maintenance on State Road 823 (Flamingo Road) from Orange Drive north to State Road 84; and

WHEREAS, the parties desire to increase the project limits to allow for additional landscaping and maintenance responsibilities:

NOW THEREFORE, for and in consideration of the mutual benefits that flow each to the other, the parties covenant and agree as follows:

1. Attachment "A", as contained in the August 20, 1997 Agreement reflecting the project location is hereby amended by the Attachment "A" attached hereto and incorporated herein.

2. Attachment "B" as contained in the August 20, 1997 Agreement reflecting the plans and specifications is hereby amended by the Attachment "B" attached hereto and incorporated herein.

3. Attachment "C" as contained in the August 20, 1997 Agreement reflecting the project cost is hereby amended by the Attachment "C" attached hereto and incorporated herein.

4. Except as modified by this amendment, all terms and conditions of the Agreement shall remain in full force and effect.

IN WITNESS WHEREOF, the parties have caused these presents to be executed this \_\_\_\_\_ day of \_\_\_\_\_, 2000.

TOWN OF DAVIE

By: \_\_\_\_\_  
MAYOR/COUNCIL MEMBER

\_\_\_\_\_  
APPROVED AS TO FORM AND CORRECTNESS

By: \_\_\_\_\_  
Date

(SEAL)

ATTEST: \_\_\_\_\_  
Town Clerk Date

STATE OF FLORIDA  
DEPARTMENT OF TRANSPORTATION

By: \_\_\_\_\_

Attest: \_\_\_\_\_  
Executive Secretary

\_\_\_\_\_  
Legal Approval

SECTION NO. 86190  
FIN NO.(s): 40843915401  
COUNTY: Broward  
S.R. NO.: 823

**EXHIBIT "A"**

**PROJECT LOCATION**  
State Road 823 (Flamingo Road) between Orange drive and S.W. 36th Court and from  
S.R. 84 to S.W. 14th Street

SECTION NO.: 86190  
FIN NO.(s): 40843915401  
COUNTY: Broward  
S.R. NO.: 823

**EXHIBIT "B"**

The Department agrees to reimburse the AGENCY for the installation of the project as reflected in the plans attached hereto and incorporated herein.

SECTION NO: 86180  
FIN NO.(s): 40843916401  
COUNTY: Broward  
S.R. NO.: 823

ATTACHMENT "C"  
(GENERAL)

PROJECT COST

This Exhibit forms an integral part of the Highway Beautification Grant Agreement  
between the State of Florida, Department of Transportation and the AGENCY.

Dated \_\_\_\_\_

1. PROJECT COST: \$200,000.00

Board Beautiful MPO Grant

Department of Transportation 50/50	\$ 55,000
Department of Transportation (Sup #1)	45,000
Town of Davie	<u>100,000</u>

TOTAL \$ 200,000